

Attorney Docket No: COS-97-033

COPY OF PAPERS
ORIGINALLY FILED

#7

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of McLain, Jr. et al.

Serial No.: 08/987,849

Examiner: S. Lao

Filed: December 9, 1997

Art Unit: 2151

For: **SYSTEM AND METHOD FOR MANAGING COMPUTER SYSTEM
RESOURCES USING COMMAND CONTROL VECTORS**

Commissioner for Patents
Washington, D.C. 20231

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APR 04 2002

DIRECTOR OFFICE
TECHNOLOGY CENTER 2100

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MAR 25 2002

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**PETITION TO WITHDRAW HOLDING OF ABANDONMENT BASED ON FAILURE
TO RECEIVE OFFICE ACTION UNDER 37 C.F.R §1.181(a)**

On December 27, 2001, Applicants received a Notice of Abandonment (mailed December 19, 2001) stating that the above-identified application is abandoned for failure to timely file a proper reply to the Office letter mailed on March 27, 2001.

Applicants submit that the Office letter mailed on March 27, 2001 was never received, and hereby petition to have the holding of abandonment withdrawn and to have the Office letter re-mailed.

Applicants submit that a search of the file jacket and docket records indicates that the Office letter was never received. Evidence that the Office letter mailed on March 27, 2001 was never received is provided in the form of a copy of the docket record showing March 27, 2001 through April 10, 2001, where the non-received Office action would have been entered had it been received and docketed is attached to this statement.

Applicants therefore petition for withdrawal of the holding of abandonment in the above-identified application under 37 C.F.R. §1.181(a).

According to 37 C.F.R. §1.181(d) and M.P.E.P. 711.03(c), Applicants believe that no fee is due.

CONCLUSION

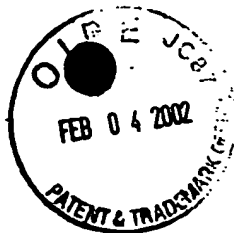
Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 13-2491 and please credit any excess fees to such deposit account.

Respectfully submitted,


David J. O'Neill
Registration No. 42,953

Date: 1/15/02
WorldCom, Inc.
Technology Law Department
1133 19th Street, NW
Washington, DC 20036
Phone: (202) 736-6651
Facsimile: (202) 736-6382

Tuesday



COPY OF PAPERS
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March 27, 2001

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From PTO

07/986, 150
08/675, 225
09/801, 394
08/987, 229
09/375, 675
08/905, 241
09/067, 745
09/097, 364
09/123, 008
08/988, 081
09/766, 943
09/750, 619

Return Postcard
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Notice of allow + issue fee due
Advisory action
Advisory action
Not. of allow + issue fee due
Suspension of action
Issue Notification
Final Office action
Notice to filer missing parts, filings
Notice of Recordation

30 PTO

09/364, 536 (OC)

08/422, 387 (OC)

09/149, 591 (BCO)

Amend/reply, 1mo. EOT, drawing correct.,
trans, cert. of mail, postcard filed
by Rudy Buchel on 3/24/2001
~~Amend/reply~~, Appeal Brief, trans,
postcard filed by Haruty E. by on 3/22/01

IDS, PTO1449, trans, fee trans,
ref, cert. of mail, postcard

Wednesday

From PTO



March 28, 2001

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09/805,632

09/805,631

09/804,365

09/416,801

09/003,977

09/066,182

09/173,949

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Official Published Patent

Official Published Patent

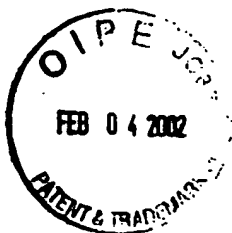
Official Published Patent

20 PTO

09/416,101 (OC)

Amend/Reply, 1mo EOT, trans,
cert. of mail, postcard filed R. Bucke
on 3/26/2001

Thursday



March 29, 2001

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08/746, 901
09/073, 825
09/154, 233
09/464, 785
09/047, 637
08/751, 663
09/089, 890

Office action w/ref
Advisory action
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Notice of Abandonment
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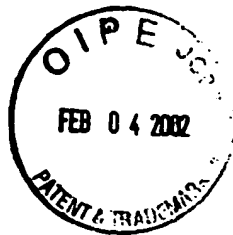
To PTO

09/444, 859 (OC)

Amend/Reply, Trans, cert. of mail
postcard filed R. Bucher on 3/27/2001

09/148, 942 (BCO)

IDS, PTO 1449, Ref, Trans, cert. of mail
fee trans, postcard



Friday

March 30, 2001

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From PTO

08/935, 822

09/321, 387

08/751, 917

08/582, 845

09/073, 887

08/947, 580

09/098, 371

09/100, 469

09/212, 045

Not of allow & issue fee due
Advisory Action

Suppl. Not. of allow

Not of Rescinded abandonment

Office action w/prefs

Office action w/prefs

Office action w/prefs

Office action w/prefs

Office action w/prefs

20 PTO

COS 99036 (MBC)

Util applic w/24 pg spec, 8 sheets of draw
fee trans, unexec dec (3pgs) Express mail
postcard

WMA 00002 (MBC)

Util applic w/51 pg spec, 13 sheets of draw
unexec dec, express mail, postcard

WMA 00003 (MBC)

Util applic w/66 pg spec, 13 sheets of draw
unexec dec, express mail, postcard

09/107, 956 (OC)

Amend/reply, 1mo EOT, ~~trans~~ cert
of mail, postcard filed Braumwiler/
Patterson on 3/27/2001

09/148, 597 (OC)

Amend/reply, trans, cert. of hand
filed on 3/27/2001 by K. Spwak

pat
status

Monday



COPY OF PAPERS
OR
FULLY FILED

April 2, 2001

From PTO

09/215, 844
09/417, 326
60/276, 953
60/276, 954

Office action w/rep
Office action w/rep
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20 PTO

09/413, 298 (OC)
RIC 99047 (MEX)

Amend/reply, trans, cert. of mail, postcard ^{filed 3/29/01} by Buckley
Util applic w/ 25 pgs spec, 18 sheets
of draw, un-exec dec, express mail,
postcard

08/905, 241 (PAR)

CPA, CPA trans, fee trans, request for
non-public, express mail, postcard
Amend/reply (trans & fee trans) ltr;
postcard filed on 3/28/01 by Parity & Snyder

09/154, 516 (CC)

" " " " " "
" " " " " "

08/924, 924 (OC)

09/406, 384 (OC)

Tuesday



April 3, 2001

From PTO

09/515,153

09/809,533

09/690,995

09/444,859

09/110,547

09/212,208

09/411,548

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Issue Notification

Office action w/ ref

Final Office action

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2.0 PTO

09/441,741 (OC)

09/386,595 (OC)

OKL 00 001 (MBC)

Amend/Reply, (trans & fee trans) to

Cert of mail filed 3/28/2001

by D. Studebaker

Amend/Reply (trans & fee trans) to

additional claims added; cert
of mail, filed by D. Studebaker
on 3/28/2001

Will applic w/ 26 pg of spec, fee trans,
unexec dec, express mail, postcard

Wednesday



April 4, 2001

From PTO

COPY OF PAPERS
ORIGINALLY FILED

09/149,591

09/165,249

08/584,517

09/784,457

09/754,801

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Issue Pay + Not of allow

Decision of appeal / Exmr affirmed

Filing Rept, NH to correct appl.

Notice of Recordation

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20 PTO

09/148,944 (BCO)

Amend/Reply, trans, cert of mail,
IDS, PTO 1449, Ref, fee trans
postcard

✓ 08/168,154 (PAR)

Class fee pay trans, sub of FD ltr,
5 sheets of draw, trans, cert of mail
postcard

08/947,357 (CC)

Notice of appeal (trans & fee trans) ltr
postcard filed by Harrity &
Snider on 3/28/2001

08/910,911 (CC)

Amend/Reply (trans & fee trans) ltr
cert of mail, postcard filed 3/27/2001
by Dittmar & Carlson

Thursday



April 5, 2001

COPY OF PAPERS
ORIGINALLY FILED

09/413, 298
09/697, 735
09/416, 101
09/611, 196
09/006, 962
09/148, 942

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Filing Rept
Not of allow & issue fee due
Final Office Action

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to PTO

✓ 08/862, 134

Amend/Reply, (Trans & fee trans) for;
postcard filed 4/2/2001 by Harry

✓ 09/300, 064 (BCO)

Amend/Reply, Trans, fee trans,
cert of mail, postcard

✓ 08/751, 668 (MBC)

IDS, PTO 1449, refs, Trans, cert of mail, post

✓ 08/751, 667 (MBC)

" " " " " "

✓ 08/745, 270 (MBC)

" " " " " "

✓ 09/164, 462 (MBC)

IDS, PTO 1449, refs, Trans, ~~trans~~, c' mail, post

✓ 08/751, 216 (MBC)

IDS, PTO 1449, refs, Trans, fee trans, c' mail, post

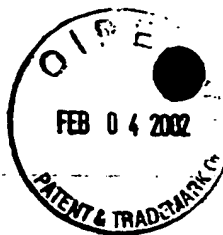
✓ 08/751, 208 (MBC)

" " " " " "

✓ 08/751, 917 (MBC)

" " " " " "

April 6, 2001 (Friday)



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From PTO

09/159,516

Advisory Action

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To PTO

RIC 00 030 (OC)

Util applic w/ 22 pg spec, 1 pg abstr, 20 pg claims
4 sheets of informal draw, PTO 1595 & assign
dec, cert of express mail, (trans & fee trans)
request for non-pub, filed on 4/2/2001 by
Dan Mallery

✓ 08/175,220 (BCO)

Petition to Revoke, amend/Reply, trans,
cert of mail, fee trans, postcard

✓ 08/845,920 (BCO)

Pet to Revoke, RCE, amend/Reply, trans,
cert of mail, fee trans, postcard

✓ 08/897,906 (MBC)

Pet to Withdraw from issue, RCE, IDS,
1449, fee trans, trans, cert of
mail, postcard

April 9, 2001 (Monday)



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From PTO

00/795, 270

07/986, 150

07/985, 288

09/148, 597

09/807, 714

09/416, 101

09/159, 514

09/410, 840

08/493, 741

09/313, 823

To PTO

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Notice Regarding Power of Attorney

Advisory Action

Acceptance of Reply Brief

Notice on Non-Compliant Amends

Notice of allow + issue fee due

Notice of allow + issue fee due

Issue Notification

Suppl notice of allow

00/929, 214 (OC)

✓ 09/750, 619 (FAM)

✓ 09/768, 077 (FAM)

✓ 09/768, 068 (FAM)

✓ 09/768, 070 (FAM)

✓ 09/767, 476 (FAM)

✓ 09/768, 069 (FAM)

✓ 09/411, 194 (BCO)

✓ 09/538, 708 (BCO)

Amend/Reply: (trans & fee trans) ltr,
postcard filed by 'Dillkewong & Carlson'
on 3/29/2001

RTNTECAP, NTECAP, trans, Cert of mail,
Sheets of drawings, postcard

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Assign + 1595 (record. cover), postcard

Tuesday



April 10, 2001

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From PTO

Received
B. Russell

09/723, 481

09/723, 480

08/968, 154

09/300, 064

09/148, 944

08/905, 241

09/149, 589

09/046, 089

Initialing Rpt; Notice to file Missing Parts
Reply Rpt; Notice to file Missing Parts

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Final office action

Not. of allow & issue fee due

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20 PTO

✓ 09/148, 943 (BCO)

IDS, trans, fee trans, cert of mail,
PTO 1449, postcard, ref

✓ 09/152, 007 (BCO)

IDS, trans, cert of mail, PTO 1449, postcard
refs

✓ 09/080, 645 (OC)

Amend/reply (trans & fee trans) ltr, postcard
filed by Harshly E. Snyder on 4/4/2001

✓ 09/427, 239 (OC)

amend/reply, trans, cert of mail, postcard
filed on 4/5/2001 by K. Buchel

09/321, 387 (OC)

Notice of appeal, (trans & fee trans) ltr
! no EOT, postcard